



*Image*

3727

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Dated: April 12, 2004 Signature: \_\_\_\_\_

*Matthew D. Fair*  
(Matthew D. Fair)

Docket No.: 29939/37717  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Carolyn M. McNeeley et al.

Application No.: 10/056,433

Art Unit: 3727

Filed: January 23, 2002

Examiner: Joseph M. Moy

For: NESTABLE FOOD STORAGE LID AND  
CONTAINER BASE

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

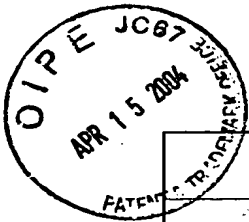
MS Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.

**AMENDMENT TRANSMITTAL LETTER**Docket No.  
29939/37717Application No.  
10/056,433Filing Date  
January 23, 2002Examiner  
Joseph M. MoyArt Unit  
3727

Applicant(s): Carolyn M. McNeeley et al.

Invention: NESTABLE FOOD STORAGE LID AND CONTAINER BASE

**TO THE COMMISSIONER FOR PATENTS**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

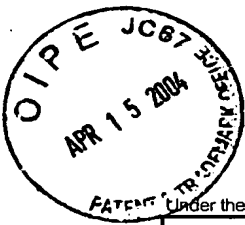
CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	13	- 20 =	0	x	0.00
Independent Claims	1	- 3 =	0	x	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					<b>0.00</b>

☒ Large Entity☐ Small Entity☒ No additional fee is required for this amendment.☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
A duplicate copy of this sheet is enclosed.☐ A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Director is hereby authorized to charge and credit Deposit Account No. 13-2855  
as described below. A duplicate copy of this sheet is enclosed.☒ Credit any overpayment.☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.Matthew D. FairDated: April 12, 2004Matthew D. Fair  
Attorney Reg. No.: 51,662  
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Dated: April 12, 2004

Signature: Matthew D. Fair (Matthew D. Fair)



PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

8

Application Number

10/056,433

Filing Date

January 23, 2002

First Named Inventor

Carolyn M. McNeeley

Art Unit

3727

Examiner Name

Joseph M. Moy

Attorney Docket Number

29939/37717

## ENCLOSURES (Check all that apply)

☐ Fee Transmittal Form☐ Fee Attached☒ Amendment/Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/  
Incomplete Application☐ Response to Missing Parts  
under 37 CFR 1.52 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a  
Provisional Application☐ Power of Attorney, Revocation  
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) \_\_\_\_\_☐ After Allowance Communication  
to Group☐ Appeal Communication to Board of  
Appeals and Interferences☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s) (please  
identify below):

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Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual nameMARSHALL, GERSTEIN & BORUN LLP  
Matthew D. Fair - 51,662

Signature

Date

April 12, 2004

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